

**REMARKS**

Claims 1-40 were pending in this application on appeal. By this amendment, claims 37 and 40 are amended and dependent claims 38-39 are canceled. As discussed during the Interview, Applicants believe these claims are now in condition for immediate allowance.

In the Decision on Appeal, the Board entered a new ground for rejection of claims 37-40 under 35 U.S.C. § 112, second paragraph. As discussed with the Examiner during the Interview, claims 37 and 40 are amended to recited “computing device configured to” instead of “means for” to more clearly define the invention. The amended claims clearly satisfy the requirements of 35 U.S.C. § 112.

For at least the above reasons, Applicants request reconsideration and withdrawal of the rejection under 35 U.S.C. § 112, and submit that this application is now in condition for immediate allowance. If any issue remains after considering this response, the Examiner is encouraged to call the undersigned to expedite the prosecution and work out any such issue by telephone.

Respectfully submitted,  
**NIXON PEABODY, LLP**

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